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February 9, 1999

17C1
17K4
Commissioner of Patents and Trademarks
Refund Department
Box 17
Washington, D.C. 20231

VIA FACSIMILE (703) 308-3491

Re: **REQUEST FOR \$77.00 REFUND**
Deposit Account No.: 19-4076
10/30/98 Statement

Dear Sir or Madam:

COMPLETED

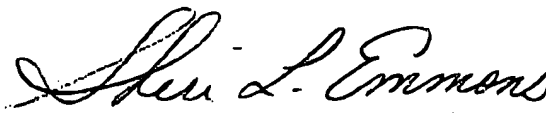
Our October, 1998 deposit account statement reflects the following erroneous charge:

Charge: \$77.00
Date Posted: 10/02/98
Control No.: 4
Description: 08920600
Docket No.: FUT1273-004
Fee Code: 203 (excess fees)

The \$77.00 fee is not owed because the newly added claims in our Amendment dated September 17, 1998 do not exceed the original number for which a filing fee was paid, and thus no additional fees are required. Please refer to page 4 of our Amendment dated September 17, 1998 for a more detailed explanation. (A copy of which is enclosed for your convenience.)

Please credit our above-captioned deposit account in the amount of \$77.00.

Sincerely,


Sheri L. Emmons, Paralegal

Adjust Transactions

Search by

☐ Accounting Date:

(MMDDYY)

Operator ID:

Accounting Date
Start: End:☒ Name/Number:

08920600

☐ Attny Docket No:☐ Deposit Account No:

Accounting Date	Operator ID	Seq. No.	Txn Src	Fee Code	St	Amount	Name/Number	Attny Dckt
12/21/1998	DNGUYEN	368	SALE	581	A	40.00	08920600	1273-004
10/02/1998	VDAY11	4	SALE	203	A	77.00	08920600	1273-004
09/21/1998	SLUANG	154	SALE	217	A	475.00	08920600	1273-004
04/22/1998	TDADE1	3	SALE	126	A	240.00	08920600	1273-004
11/07/1997	TSTOKES	75	SALE	203	A	132.00	08920600	1273-004
11/07/1997	TSTOKES	74	SALE	202	A	40.00	08920600	1273-004
11/07/1997	TSTOKES	73	SALE	201	A	385.00	08920600	1273-004

refund 77.00 spec.



Adjustment date: 03/22/1999 FCONNELL
 10/02/1998 VDAY11 00000003 194076 08920600
 01 FC:203 77.00 CR

REMARKSThe Restriction Requirement

Applicants elect to prosecute the claims of Group II as styled by the Examiner (i.e., claims 27 - 32), without traverse, and ask that the Examiner withdraw claims 1 - 26 without prejudice.

Addition of Claims

Claims 33 - 39 have been added. These claims are equivalent to claims 3, 4, 6, 7, 9, 12 and 13 except they have been styled as method claims to properly depend, directly or indirectly from claim 27. The total number of claims now pending does not exceed the original number for which a filing fee has been paid, and thus no additional fees are required. These claims are supported by the application as filed and present no new matter.

Claims 27 - 39 remain pending as a result of the foregoing Amendment.

The Objection to the Disclosure

Applicant appreciates the Examiner's careful attention to the informalities in the present application. The specification has been amended to make editorial amendments to the application in view of the Examiner's helpful comments.

The Rejection Under 35 U.S.C. Section 112, Second Paragraph

The Examiner has rejected claims 2, 15, 21- 22 and 28 under 35 U.S.C. section 112, second paragraph has been indefinite for failing to particularly point out a distinctly claim the